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8 Counsel for Defendant  
9 RAUL MORFIN

10 UNITED STATES DISTRICT COURT  
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 RAUL MORFIN,

15 Defendant.  
16  
17

CR 13-0509 DLJ

STIPULATION AND  
□ ORDER  
TO CONTINUE HEARING

18 Defendant RAUL MORFIN is in custody. He is represented by counsel,  
19 FRANK BELL. The next court appearance in this matter is scheduled for  
20 Thursday, February 27, 2014 at 9:00 a.m.

21 Counsel for Mr. PRICE is counsel for defendants in two cases in San  
22 Mateo County. He has appearances in those matters on Thursday morning and  
23 will not be able to be in court in San Jose. In addition, counsel for Mr. Morfin,  
24 and AUSA Stephen Meyer are still discussing a resolution of the matter by plea.

25 All parties further agree that an exclusion of time under the Speedy  
26

27 STIP AND ORDER CONTINUING HEARING  
28

1 Trial Act, 18 U.S.C. 3161, is called for because the requested continuance is  
 2 needed to allow counsel sufficient time to prepare, and that the failure to  
 3 grant the continuance requested would unreasonably deny counsel the  
 4 reasonable time necessary for effective preparation, taking into account  
 5 the exercise of due diligence. The parties stipulate that the interest of  
 6 justice outweighs the best interest of the public and the defendants in a  
 7 speedy trial. Therefore, the parties agree that the Court shall order that the  
 8 Speedy Trial clock shall be tolled for the reasons stated above from  
 9 February 28, 2014 to the new date set by the court. 18 U.S.C. §  
 10 3161(h)(7)(A) and (B)(iv).

11 Wherefore, the parties request that this matter be continued one  
 12 week to March 6, 2014 at 9:00 a.m. or some other date convenient with the  
 13 court's schedule.

14  
 15 **IT IS SO STIPULATED:**

16 **MELINDA HAAG**  
 17 **United States Attorney**

18 **DATED: February 26, 2014** /s/ Stephen Meyer  
 19 **STEPHEN MEYER**  
 20 **Assistant United States Attorney**

21 **DATED: February 26, 2014** /S/ Frank Bell  
 22 **FRANK BELL**  
 23 **Attorney for Defendant**  
 24 **RAUL MORFIN**


25  
 26  
 27 **STIP AND ORDER CONTINUING HEARING**

**ORDER**

**Good cause appearing;**

**IT IS ORDERED that the date for the hearing be and the same is hereby continued to March 6, 2014 at 9:00 a.m.**

**Dated: 02/26/14**

  
**Hon. D. L. Jensen**  
**United State District Judge**

**STIP AND ORDER CONTINUING HEARING**